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PTO/SB/01A (08-03)
Approved for use through 06/30/2006. OMB 0651-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

**DECLARATION (37 CFR 1.63) FOR UTILITY OR DESIGN APPLICATION USING AN
APPLICATION DATA SHEET (37 CFR 1.76)**

Title of Invention Vaginal or Rectal Applicator

As the below named inventor(s), I/we declare that:

This declaration is directed to:

- ☐ The attached application, or
☒ Application No. 10/759,695, filed on January 16, 2004,
☐ as amended on _____ (if applicable);

I/we believe that I/we am/are the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought;

I/we have reviewed and understand the contents of the above-identified application, including the claims, as amended by any amendment specifically referred to above;

I/we acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me/us to be material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT International filing date of the continuation-in-part application.

All statements made herein of my/own knowledge are true, all statements made herein on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and may jeopardize the validity of the application or any patent issuing thereon.

FULL NAME OF INVENTOR(S)

Inventor one: Gerianne Tringali DiPiano

Signature: Citizen of: USA

Inventor two: John Andrew Ziemniak

Signature: _____ Citizen of: USA

Inventor three: Joel Martin Bartholomew

Signature: _____ Citizen of: USA

Inventor four: _____

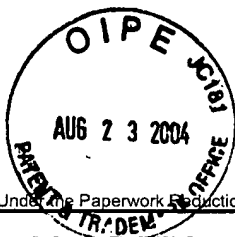
Signature: _____ Citizen of: _____

☐ Additional inventors or a legal representative are being named on _____ additional form(s) attached hereto.

This collection of information is required by 35 U.S.C. 115 and 37 CFR 1.63. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1 minute to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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FULL NAME OF INVENTOR(S)

Inventor one: Gerianne Tringali DiPiano

Signature: _____ Citizen of: USA

Inventor two: John Andrew Ziemniak

Signature: John A Ziemniak Citizen of: USA

Inventor three: Joel Martin Bartholomew

Signature: _____ Citizen of: USA

Inventor four: _____

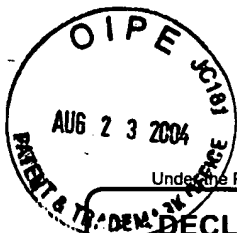
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DECLARATION (37 CFR 1.63) FOR UTILITY OR DESIGN APPLICATION USING AN APPLICATION DATA SHEET (37 CFR 1.76)

Title of Invention Vaginal or Rectal Applicator

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FULL NAME OF INVENTOR(S)

Inventor one: Gerianne Tringali DiPiano

Signature: _____ Citizen of: USA

Inventor two: John Andrew Ziemniak

Signature: _____ Citizen of: USA

X Inventor three: Joel Martin Bartholomew

Signature: Joel Bartholomew Citizen of: USA

Inventor four: _____

Signature: _____ Citizen of: _____

☐ Additional inventors or a legal representative are being named on _____ additional form(s) attached hereto.

This collection of information is required by 35 U.S.C. 115 and 37 CFR 1.63. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1 minute to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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077049.00011



PTO/SB/81 (09-03)

Approved for use through 11/30/2005. OMB 0651-0035

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**POWER OF ATTORNEY
and
CORRESPONDENCE ADDRESS
INDICATION FORM**

Application Number	10/759,695
Filing Date	January 16, 2004
First Named Inventor	Gerianne Tringali DiPiano
Title	Vaginal or Rectal Applicator
Art Unit	
Examiner Name	
Attorney Docket Number	FEM 105

I hereby appoint:

☒ Practitioners associated with the Customer Number:**23579**

OR

☐ Practitioner(s) named below:

Name	Registration Number
Patrea L. Pabst	31,284
Rivka D. Monheit	48,731
Todd S. Hofmeister	53,029

as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

Please recognize or change the correspondence address for the above-identified application to:

☒ The address associated with the above-mentioned Customer Number:

OR

☐ The address associated with Customer Number:**23579**

OR

☐ Firm or Individual Name Patrea L. Pabst, Reg. No. 31,284; Holland & Knight LLP

Address Suite 2000, One Atlantic Center

Address 1201 West Peachtree Street, N.E.

City Atlanta State GA Zip 30309-3400

Country USA

Telephone (404) 817-8473 Fax (404) 817-8588

I am the:

☐ Applicant/Inventor.☒ Assignee of record of the entire interest. See 37 CFR 3.71.
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)**SIGNATURE of Applicant or Assignee of Record**Name Gerianne Tringali DiPiano On behalf of FemmePharma, Inc.Signature Gerianne Tringali DiPianoDate 5/27/04 Telephone 601-995-0801

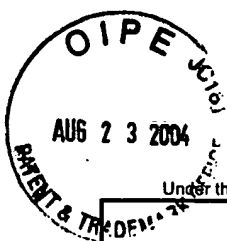
NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.

☐ *Total of _____ forms are submitted.

This collection of information is required by 37 CFR 1.31 and 1.33. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

FEM 105 - 077049/00011



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STATEMENT UNDER 37 CFR 3.73(b)Applicant/Patent Owner: Gerianne Tringali DiPiano, John Andrew Ziemniak, and Joel Martin BartholomewApplication No./Patent No.: 10/759,695 Filed/Issue Date: January 16, 2004Entitled: Vaginal or Rectal Applicator

FemmePharma, Inc., a corporation of the Commonwealth of Pennsylvania
(Name of Assignee) (Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest.
The extent (by percentage) of its ownership interest is _____ %
in the patent application/patent identified above by virtue of either:

A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

OR

B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.
2. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.
3. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.

☐ Copies of assignments or other documents in the chain of title are attached.
[NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

5/27/04
Date
610.995.0801 x1
Telephone number

Gerianne Tringali DiPiano
Typed or printed name
Gerianne Tringali DiPiano
Signature
President and CEO
Title

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

ASSIGNMENT

We, Gerianne Tringali DiPiano of 2065 General Alexander Drive, Malvern, Pennsylvania 19355; John Andrew Ziemniak of 715 Evans Road, Gwynedd Valley, Pennsylvania 19437; and Joel Martin Bartholomew of 1095 North Road, Danielsville, Pennsylvania 18038, in consideration of ten dollars and other valuable consideration paid to us by FemmePharma, Inc., a corporation of the Commonwealth of Pennsylvania, having its principal place of business at 37 West Avenue, Wayne, Pennsylvania 19087 (hereinafter "said Assignee"), the receipt of which is hereby acknowledged, do hereby sell, assign and transfer unto said Assignee, its successors and assigns, the entire interest for the United States of America, and its territories and all foreign countries and jurisdictions, including all rights of priority under the International Convention for the Protection of Industrial Property, in a certain invention or improvement in "*Vaginal or Rectal Applicator*" described in U.S. Serial No. 10/759,695 filed in the United States Patent and Trademark Office on January 16, 2004 by Gerianne Tringali DiPiano, John Andrew Ziemniak, and Joel Martin Bartholomew, and in the provisional application to which priority is claimed, being U.S. Provisional Application Serial No. 60/441,033 filed in the United States Patent and Trademark Office on January 16, 2003, and in all Letters Patent of the United States and its territories and all foreign countries and jurisdictions which may or shall be granted on said invention, or any parts thereof, or on said application, or any provisional, divisional, continuation, continuation-in-part, reissue, or other applications based in whole or in part thereon. And we agree, for ourselves and our executors and administrators, with said Assignee and its successors and assigns, but at its or their expense or charges, hereafter to execute all applications, amended specifications, deeds or other instruments, and to do all acts necessary or proper to secure the grant of Letters Patent in the United States and its territories and in all other foreign countries and jurisdictions to said Assignee, with specifications and claims in such form as shall be approved by the counsel of said Assignee, and to vest and confirm in said Assignee, its successors and assigns, the legal title to all such patents.

Title: "Vaginal or Rectal Applicator"

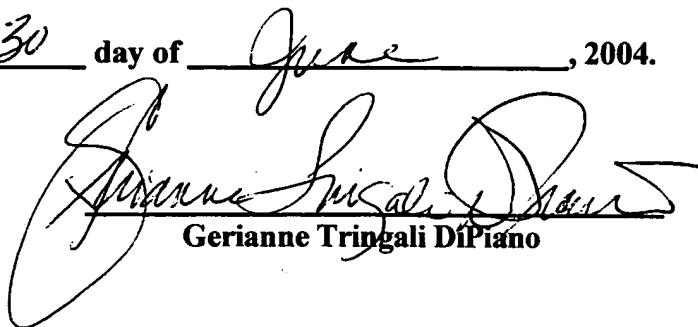
By: Gerianne Tringali DiPiano, John Andrew Ziemniak, and Joel Martin Bartholomew

Filed: January 16, 2004

ASSIGNMENT

And we do hereby authorize and request the Commissioner of Patents and Trademarks of the United States to issue such Letters Patent as shall be granted upon said application or applications based thereon to said Assignee, its successors and assigns.

WITNESS my hand and seal this 30 day of June, 2004.


Gerianne Tringali DiPiano

Commonwealth of Pennsylvania)

County of DELAWARE)

Then personally appeared the above named Gerianne Tringali DiPiano and acknowledged the foregoing instrument to be her free act and deed, before me this 30 day of JUNE, 2004.

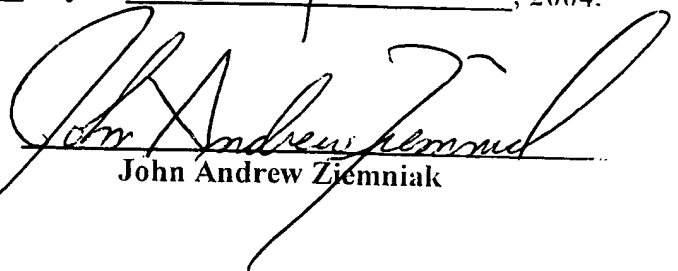

Notary Public

My Commission expires: _____

COMMONWEALTH OF PENNSYLVANIA
Notarial Seal
Kevin M. Gondek, Notary Public
Radnor Twp., Delaware County
My Commission Expires June 10, 2007
Member, Pennsylvania Association Of Notaries

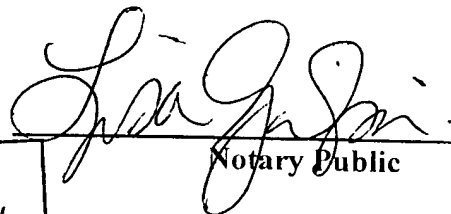
Title: "Vaginal or Rectal Applicator"
By: Gerianne Tringali DiPiano, John Andrew Ziemniak, and Joel Martin Bartholomew
Filed: January 16, 2004
ASSIGNMENT

WITNESS my hand and seal this 22nd day of July, 2004.

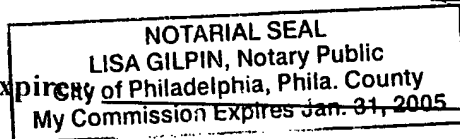

John Andrew Ziemniak

Commonwealth of Pennsylvania)
County of Montgomery)

Then personally appeared the above named John Andrew Ziemniak and
acknowledged the foregoing instrument to be his free act and deed, before me this 22nd
day of July, 2004.


Notary Public

My Commission expires Jan. 31, 2005



Title: "Vaginal or Rectal Applicator"

By: Gerianne Tringali DiPiano, John Andrew Ziemniak, and Joel Martin Bartholomew

Filed: January 16, 2004

ASSIGNMENT

WITNESS my hand and seal this 1st day of June, 2004.

X Joel Martin Bartholomew
Joel Martin Bartholomew

Commonwealth of Pennsylvania)

County of Lehigh)

Then personally appeared the above named Joel Martin Bartholomew and
acknowledged the foregoing instrument to be his free act and deed, before me this 1st
day of June, 2004.

Andrea M. Kunkel
Notary Public

My Commission expires: Sept. 10th, 2006

COMMONWEALTH OF PENNSYLVANIA

Notarial Seal
Andrea M. Kunkel, Notary Public
City of Allentown, Lehigh County
My Commission Expires Sept. 10, 2006

Member, Pennsylvania Association of Notaries

1578255_v1